

REAL ID Update



**Washington State Department of Licensing
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What is REAL ID?

- Congress passed the REAL ID Act in 2005.
- The law sets forth certain requirements for state driver license and identification cards to be accepted by the federal government for “official purposes.”
- Deadline for state implementation of REAL ID extended from 2009 to 2011.
- REAL ID requires compliant documents to contain certain security features and connection to federal database, and for document holders to verify legal presence in the United States.

REAL ID Timeline

- **May 2005** – Congress passed REAL ID Act.
 - **June 2007** – Washington legislation prohibiting spending funds to comply with REAL ID until federal funds received and other requirements met.
 - **January 2008** – REAL ID rules published.
 - **December 2009** – Original compliance deadline.
 - **May 2011** – Extended compliance deadline.
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- **October 2012** – Deadline for certification filing.
 - **January 2013** – Current compliance deadline
 - **December 2014** – REAL ID documents required for persons born after 12/1/64.
 - **December 2017** – REAL ID documents required for everyone.

Significant Upcoming Dates

- **October 15, 2012**
 - Compliance certification checklist due.
 - Attorney General letter of lawful authority.
 - Certification by Director of DOL.
 - State's security plan and exception process.
- **January 15, 2013**
 - Department of Homeland Security (DHS) determines which states have, or will have, compliant documents.
- **December 1, 2014**
 - Compliant states are expected to complete issuing REAL ID documents to citizens under the age of 50.

Compliance Nationally

- As of November 2010:
 - 6 states issuing compliant documents.
 - 6 states materially compliant but not issuing compliant documents (self-certified).
 - 14 states committed to DHS to become materially compliant.
 - 4 states have REAL ID-comparable enhanced driver license/ID documents.
- American Association of Motor Vehicle Administrators conducting a survey of states.
- 15 states have laws prohibiting implementation of REAL ID, including Washington (SSB 5087, 2007). (AK, AZ, ID, LA, ME, MN, MO, MT, NH, OK, OR, SC, UT, VA)

Compliance Nationally

March 2012 Congressional hearing on REAL ID, testimony of Office of Policy Assistant Secretary David Heyman:

“It is important to note that REAL ID regulation provides DHS with the ability to recognize comparable programs in states and territories that issue driver’s licenses and ID cards consistent with the minimum requirements of the regulation.

For example, four states (Michigan, New York, Vermont and Washington) currently issue Enhanced Driver’s Licenses and Enhanced Identification Documents that were developed in alignment with the REAL ID standards, but can also be used by U.S. citizens as a border crossing document to enter the United States through a land or sea port of entry in accordance with the Western Hemisphere Travel Initiative.”

Washington Compliance

- The Enhanced Driver License is REAL ID compliant per communication from DHS.
- Our standard driver license meets 15 of 34 REAL ID benchmarks. Nine of the 19 remaining are related to lawful presence.
- DOL has integrated many security enhancements to our standard driver license/ID over the past five years.
 - Scanning and imaging of original documents
 - Card security features
 - Facial recognition
- The projected biennial costs for implementing REAL ID are approximately \$5.5 M one-time and \$2 M ongoing per biennium.

Alternative Documents

- Other accepted identification documents for federal purposes:
 - U.S. Passport and U.S. Passport Card
 - A foreign government-issued passport
 - DHS "Trusted Traveler" cards (NEXUS, SENTRI, FAST)
 - U.S. Military ID (active duty, retired military and their dependents, and DOD civilians)
 - Permanent Resident Card
 - Border Crossing Card
 - Native American Tribal Photo ID
 - Airline or airport-issued ID (if issued under a TSA-approved security plan)

Next Steps

- Continued policy discussions.
- October 2012 – Department of Licensing intends to submit compliance packet to DHS.
- January 2013 – Current compliance deadline.
- December 2014 – REAL ID documents required for persons born after 12/1/64.
- December 2017 – REAL ID documents required for everyone.